

1 **BEFORE THE FEDERAL ELECTION COMMISSION**

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3
4 In the Matter of)

5) MUR 6162

6 Michael Sohn)

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8 **GENERAL COUNSEL'S REPORT # 3**

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FEDERAL ELECTION
COMMISSION

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10 **I. ACTIONS RECOMMENDED**

11 Accept the attached conciliation agreement with Michael Sohn and close the file.

12 **II. BACKGROUND**

13 The Federal Election Commission (the "Commission") previously found reason to
14 believe that Michael Sohn knowingly and willfully misappropriated, and converted to personal
15 use, approximately \$252,424.10 in contributions made to the Christopher Shays for Congress
16 Committee ("Committee") in violation of 2 U.S.C. § 439a(b) of the Federal Election Campaign
17 Act of 1971, as amended. See Factual and Legal Analysis at 2.

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20 Mr. Sohn has submitted the attached
21 net worth statement,

22 . See Attachment 3.

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26 **III. DISCUSSION**

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18 **Given Mr. Sohn's financial situation and the facts surrounding his criminal prosecution,**
19 **and consistent with the agreements in recent Section 439a(b) matters that presented similar**
20 **circumstances, we recommend that the Commission accept the signed conciliation agreement**
21 **foregoing the civil penalty that the Commission would ordinarily accept for this type of activity.**
22 **See MUR 5872 (Jennifer Hildebrand); MUR 5814 (Jack Thomas); and MUR 5811 (Kristi**
23 **Willis).**

IV. **RECOMMENDATIONS**


1. Accept the attached conciliation agreement with Michael Sohn.
2. Close the file as to Respondent Michael Sohn.
3. Approve the appropriate letter.


Thomasenia P. Duncan
General Counsel

Ann Marie Terzaken
Associate General Counsel
for Enforcement

6/11/10
Date

BY:


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